

Patent
Attorney's Docket No. 031309-003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

JUN 21 2004

In re Patent Application of)

Heidi Sisniega BARROSO et al.)

Application No.: 09/647,543)

Filed: October 2, 2000)

For: PROMOTER AND)
CONSTRUCTIONS FOR)
EXPRESSION OF RECOMBINANT)
PROTEINS IN FILAMENTOUS)
FUNGI)

Group Art Unit: 1636

Examiner: Konstantina T.
Katcheves

Confirmation No.: 8353

SENT VIA FACSIMILE TO
EXAMINER KATCHEVES AT
703-872-9306

OFFICIAL

**OFFICIAL COMMUNICATION REGARDING
RESTRICTION REQUIREMENT DATED JUNE 3, 2004**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned attorney contacted Examiner Konstantina Katcheves regarding the above-referenced application noting that the Restriction Requirement was improperly directed to claims 1-35 and not to claims 1-15, 18-34, and 36-64, which were introduced by way of Preliminary Amendment dated October 2, 2000. While reviewing the file, Examiner Katcheves noticed that the Preliminary Amendment was intermingled with the other filing papers, such that no Preliminary Amendment was indicated as officially present in the record. A new Restriction Requirement, if necessary, will be issued by the Examiner in short order based on the claims as amended in the Preliminary Amendment. No response to the Restriction Requirement dated June 3, 2004, is required as it is incorrect.

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If the Examiner has any questions regarding this case, the Examiner is invited to contact the undersigned attorney at her convenience. The undersigned attorney appreciates the Examiner's timely assistance in identifying the issues and a solution thereto.

Respectfully submitted,
BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: June 21, 2004

By: 

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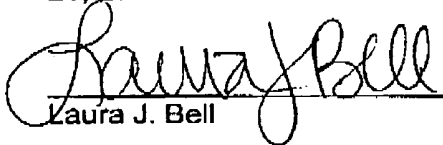
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CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence regarding the above-identified application, consisting of an Official Communication Regarding Restriction Requirement Dated June 3, 2004, is being transmitted via facsimile to Examiner Konstantina T. Katcheves, Group Art Unit 1636 at the U.S. Patent and Trademark Office on June 21, 2004.


Laura J. Bell

June 21, 2004
June 21, 2004

(10/03)